

**Baker & Hostetler LLP**  
45 Rockefeller Plaza  
New York, NY 10111  
Telephone: (212) 589-4200  
Facsimile: (212) 589-4201  
David J. Sheehan  
Nicholas J. Cremona  
Seanna R. Brown  
Amy E. Vanderwal

*Attorneys for Irving H. Picard, Trustee  
for the Substantively Consolidated SIPA Liquidation  
of Bernard L. Madoff Investment Securities LLC  
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

**SECURITIES INVESTOR PROTECTION  
CORPORATION,**

Plaintiff-Applicant,

v.

**BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,**

Defendant.

Adv. Pro. No. 08-01789 (SMB)

**SIPA LIQUIDATION**

(Substantively Consolidated)

In re:

**BERNARD L. MADOFF,**

Debtor.

**CERTIFICATE OF NO OBJECTION TO TRUSTEE'S AMENDED MOTION FOR  
ORDER ESTABLISHING SCHEDULE FOR LIMITED DISCOVERY AND BRIEFING  
ON PROFIT WITHDRAWAL ISSUE**

Irving H. Picard (the “Trustee”), as trustee for the substantively consolidated liquidation of the business of Bernard L. Madoff Investment Securities LLC (“BLMIS”) under the Securities Investor Protection Act, 15 U.S.C. § 78aaa *et seq.* (“SIPA”) and the estate of Bernard L. Madoff (“Madoff”), by and through his undersigned counsel, submits this certificate pursuant to Local

Bankruptcy Rule 9075-2, and respectfully represents:

1. On May 19, 2015, the Trustee filed the Amended Scheduling Motion for Order Establishing Schedule for Limited Discovery and Briefing on Profit Withdrawal Issue (the "Amended Scheduling Motion"), ECF No. 10017.
2. The deadline for filing objections to the Motion expired on June 10, 2015 at 4:00 p.m. A hearing on the Amended Scheduling Motion is scheduled for June 24, 2015 at 10:00 a.m.
3. Notice of the Motion was provided by U.S. Mail, postage prepaid or email to (i) parties listed in Exhibits 1 and 2 annexed to Motion; (ii) all parties included in the Master Service List as defined in the Order Establishing Notice Procedures, ECF No. 4560; (iii) all parties that have filed a notice of appearance in this case; (iv) the SEC; (v) the IRS; (vi) the United States Attorney for the Southern District of New York; and (vii) SIPC, pursuant to the Order Establishing Notice Procedures, ECF No. 4560.
4. Counsel reviewed the Court's docket not less than forty-eight (48) hours after expiration of the time to file an objection, and to date, no objection, responsive pleading, or request for a hearing with respect to the Motion appears thereon. Additionally, no party has indicated to the Trustee that it intends to oppose the relief requested in the Motion.
5. An electronic copy of a proposed order (the "Order") that is substantially in the form of the proposed order that was annexed to the Motion is being submitted to the Court with this certificate.

6. Under Local Bankruptcy Rule 9075-2, the Trustee respectfully requests that the Order be entered without a hearing.

Dated: New York, New York  
June 18, 2015

By: /s/ David J. Sheehan  
Baker & Hostetler LLP  
45 Rockefeller Plaza  
New York, New York 10111  
Tel: (212) 589-4200  
Fax: (212) 589-4201  
David J. Sheehan  
Email: [dsheehan@bakerlaw.com](mailto:dsheehan@bakerlaw.com)  
Nicholas J. Cremona  
Email: [ncremona@bakerlaw.com](mailto:ncremona@bakerlaw.com)  
Seanna R. Brown  
Email: [sbrown@bakerlaw.com](mailto:sbrown@bakerlaw.com)  
Amy E. Vanderwal  
Email: [avanderwal@bakerlaw.com](mailto:avanderwal@bakerlaw.com)

*Attorneys for Plaintiff Irving H. Picard, Trustee for  
the Substantively Consolidated SIPA  
Liquidation of Bernard L. Madoff Investment  
Securities LLC and the Estate of Bernard L. Madoff*